

for the purposes of erecting or maintaining thereon forts, magazines, arsenals, dockyards, light houses and other needful buildings, provided that a sufficient description by metes and bounds and accurate map or plan of each tract or parcel of land be filed in the proper office of record in the county in which the same is situated together with copy of orders, deeds, patents or other evidence in writing of the title of the United States, reserving the right to execute civil and criminal process of the State courts.

By act of the Legislature of the State of Washington, approved January 23, 1890 (Washington Session Laws, 1889-90, page 22), consent was given to the purchase by the United States of land from any individual or individuals, bodies politic or corporate, for the purpose of erecting and maintaining thereon armories, arsenals, fortifications, magazines, navy yards, dockyards, custom houses, light houses, and other needful buildings or establishments whatsoever. Like consent is given in the case of all such tracts or parcels of land as have been heretofore purchased by the Government of the United States or which have been or may hereafter be reserved by said Government, out of any public lands belonging to the United States for any of the purposes mentioned. The act requires the filing of sufficient description by metes and bounds and an accurate plan or map of each of such tracts or parcels of land be filed in the proper office of record in the county in which the same is situated, together with copies of orders, deeds, patents or other evidence in writing of the title of the United States. The right is reserved to serve civil and criminal process of the State courts.

By act approved February 24, 1891 (Washington Session Laws, 1891, Chap. 18, page 31), consent of the State was given to the acquisition by purchase or by condemnation of land for the sites for locks, dams, piers, breakwaters, keeper's dwellings and other necessary structures required in the improvement of the rivers and harbors of the State or bordering thereon, or for sites for forts, magazines, arsenals, docks, navy yards, naval stations or other needful buildings. The act required, recording of title papers in the land records of the county in which the land is situated together with a sufficient description by meter and bounds, courses and distances of any tract or tracts, legal divisions or subdivisions of any public land belonging to the United States which may be set apart by the general government for any or either of the purposes mentioned. The right is reserved to serve civil and criminal process of the State courts.

The foregoing acts of January 23, 1890, and February 24, 1891, were repealed by the act of March 15, 1939 (Laws of Washington, 1939, Chap. 126, page 357), by which consent of the State is given to the acquisition by the United States by purchase, lease, condemnation or otherwise of any land acquired or to be acquired from any individual, body politic or corporate, as sites for forts, magazines, arsenals, dockyards, and other needful buildings, whatever. Evidence of title shall be required as in other cases. The act expressly ceded concurrent jurisdiction with the State in and over any lands so acquired by the United States and provides that the jurisdiction so ceded shall continue no longer than the United States shall be the owner of such lands, and if the purposes of any grant to or acquisition by the United States shall cease, or the United States shall for five consecutive years fail to use any such land for the purposes of the grant of acquisition, the jurisdiction ceded shall cease and determine and the right and the title thereto shall revert in the State. The act also provides that jurisdiction heretofore ceded to the United States over any land within the State by any previous act of the legislature shall continue according to the terms of the respective cession, provided, that if jurisdiction so ceded by any previous act of the legislature has not been affirmatively accepted by the United States, or if the United States has failed or ceased to use any such lands for the purposes for which acquired, jurisdiction thereover shall be governed by the provisions of this act.

WASHINGTON CASES: *Steele v. Halligan*, 229 Fed. 1011; *Rainier National Park Co. v. Martin*, 18 Fed. Sup. 481; *United States v. Holt*, 168 Fed. 141; *State Department of Labor and Industries*, 167 Wash. 507, 10 P. (2) 213; *Murray v. Gerrick and Co.*, 133 Wash. 365; 20 P. (2) 591; *Silas Mason & Co. v. Tax Commission*, 302 U. S. 186, 82 L. ed. 187, 58 S. Ct. 233; *Ryan v. State Tax Commission*, 188 Wash. 115, 61 P. (2) 1276; *State ex rel. Grays Harbor Cons. Co. v. Department of Labor*, 167 Wash. 507, 10 P. (2) 213; *State ex rel. McKenzie v. Forrest*, 11 Wash. 227, 39 P. 684; *State v. Callvert*, 33 Wash. 380, 74 P. 573; *Concessions Co. v. Morris*, 109 Wash. 46, 186 P. 655.